IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF PUERTO RICO

N RE:	Case No.: 10-06852 ESL

HECTOR F SEDA DIAZ LILLIAN J MELENDEZ CASTILLO

Debtor(s)

Chapter 13

MOTION TO INFORM AMENDED PLAN

TO THE HONORABLE COURT:

NOW COMES the debtor, through the undersigned attorney, and very respectfully alleges and prays:

- 1. That today the debtor is filing an amended chapter 13 repayment plan.
- 2. That the reason for amendment is to increase the base of the plan.

WHEREFORE, it is respectfully requests to this Honorable Court to take notice of the aforementioned.

RESPECTFULLY SUBMITTED.

I HEREBY CERTIFY that a true and exact copy of the foregoing motion has been filed electronically with the Clerk of the Court using CM/ECF systems which will send notification of such to the Chapter 13 Trustee, and we sent copy of this document through regular mal to debtor (s) and all non CM/ECF participants interested parties to their addresses listed on the master address list.

In San Juan, Puerto Rico this 21st day of September of 2010.

JPC LAW OFFICE

Jose M Prieto Carballo, Esq P.O. Box 363565 San Juan, P.R. 00936-3565 Tel (787) 607-2066 & Tel (787) 607-2166 jpc@jpclawpr.com

By: /s/ Jose M Prieto Carballo, Esq.

United States Bankruptcy Court District of Puerto Rico

IN RE:	Case No. <u>10-06852-13</u>
SEDA DIAZ, HECTOR F & MELENDEZ CASTILLO, LILLIAN J	Chapter 13
Debtor(c)	

AMENDED CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee directly by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.

DI AN DATED:	✓ AMENDED PLAN DATED: 9/21/2010
PLAN DATED: PRE □ POST-CONFIRMATION	Filed by: ☑ Debtor ☐ Trustee ☐ Other
I. PAYMENT PLAN SCHEDULE	II. DISBURSEMENT SCHEDULE
\$ 505.00 x 12 = \$ 6,060.00 \$ 535.00 x 12 = \$ 6,420.00 \$ 565.00 x 12 = \$ 6,780.00 \$ 595.00 x 12 = \$ 7,140.00 \$ TOTAL: \$ 32,100.00 Additional Payments: \$ to be paid as a LUMP SUM within with proceeds to come from:	 ☐ Debtor represents no secured claims. ☑ Creditors having secured claims will retain their liens and shall be paid as follows: 1. ☐ Trustee pays secured ARREARS:
☐ Sale of Property identified as follows: ☐ Other:	\$
Periodic Payments to be made other than, and in addition to the above: \$ = \$ PROPOSED BASE: \$32,100.00	5. ☐ Other: 6. ☐ Debtor otherwise maintains regular payments directly to: C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2)
III. ATTORNEY'S FEES (Treated as § 507 Priorities) Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$	D. UNSECURED CLAIMS: Plan Classifies Does not Classify Claims. 1. (a) Class A: Co-debtor Claims / Other: Cr. Cr. Cr. Cr. # # # # # # # # # # # # # # # # # #
Signed: /s/ HECTOR F SEDA DIAZ Debtor /s/ LILLIAN J MELENDEZ CASTILLO Joint Debtor	OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.) AILURE TO TIMELY OBJECT TO THIS PLAN BY A CREDITOR CONSTITUTES A WAIVER OF THE EQUAL MONTHLY AMOUNT METHOD OF PAYMENT 11 USC 1325 (a)(5). ATTORNEY'S FEES WILL BE PAID AHEAD OF SECURED CREDITORS PER 11 USC 330. TAX REFUNDS, IF ANY ARE RECEIVED BY DEBTOR, WILL BE TENDERED TO THE TRUSTEE AS PERIODIC PAYMENTS TO FUND THE PLAN UNTIL PLAN COMPLETION IN ADDITION TO PAYMENTS ALREADY PROVIDED HEREIN, IF DEBTOR(S) NEED TO USE ANY PART OF THESE FUNDS, PROPER AUTHORIZATION WILL BE SOUGHT FROM THE COURT FOR SUCH PURPOSE. DEBTOR WILL PROVIDE INSURANCE TO TOYOTA CREDIT THROUGH EASTERN AMERICAN INSURANCE CO

Attorney for Debtor Jose Prieto

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US Bankruptcy Court District of P.R. U.S. Post Office and Courthouse Building 300 Recinto Sur Street, Room 109

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Mailable recipients 25
Bypassed recipients 1
Total 26